

CLOSED

**U.S. District Court
District of South Carolina (Aiken)
CIVIL DOCKET FOR CASE #: 1:09-cv-01425-CMC**

Sanders v. United States Dept of Justice et al
Assigned to: Honorable Cameron McGowan Currie
Case in other court: 4CCA, 10-07276
Cause: 05:552 Freedom of Information Act

Date Filed: 06/01/2009
Date Terminated: 08/31/2010
Jury Demand: None
Nature of Suit: 555 Prison:Prison
Condition
Jurisdiction: Federal Question

Plaintiff**Anthony D Sanders**

represented by **Anthony D Sanders**
06132-007
FCI Edgefield
PO Box 725
Edgefield, SC 29824
PRO SE

V.

Defendant**United States Dept of Justice**

represented by **Barbara Murcier Bowens**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**Federal Bureau of Prisons**

represented by **Barbara Murcier Bowens**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/01/2009	<u>1</u>	COMPLAINT against United States Dept of Justice, Federal Bureau of Prisons, filed by Anthony D Sanders. (Attachments: # <u>1</u> Envelope)(kbos) (Entered: 06/01/2009)
06/01/2009		TRUE DIVISION FOR TRIAL: Anderson/Greenwood. (kbos) (Entered: 06/01/2009)
06/04/2009	<u>5</u>	PROPER FORM ORDER, Case to be brought into proper form by 6/29/2009. Signed by Magistrate Judge Joseph R McCrorey on June 3, 2009. (kbos) (Entered: 06/04/2009)
06/04/2009	6	***DOCUMENT & forms MAILED <u>5</u> Proper Form Order placed in U.S. Mail to Anthony Sanders (kbos) (Entered: 06/04/2009)
07/01/2009	<u>7</u>	MOTION for Leave to Proceed in forma pauperis (Restricted Access) by Anthony D Sanders. Motion referred to Joseph R McCrorey.(kbos) (Entered: 07/02/2009)
07/09/2009	<u>10</u>	ORDER authorizing service of process, collection of filing fee, apprising the defendants of deadline for filing dispositive motions and directing plaintiff to notify the clerk in writing of any change of address Plaintiff has incurred a debt to

		the U.S.A. in the amount of \$350.00, Motion granted: <u>7</u> MOTION for Leave to Proceed in forma pauperis (Restricted Access) filed by Anthony D Sanders. Signed by Magistrate Judge Joseph R McCrorey on July 9, 2009. (kbos,) (Entered: 07/10/2009)
07/09/2009	<u>11</u>	Summons Issued as to United States Dept of Justice, Federal Bureau of Prisons, U.S. Attorney and U.S. Attorney General (kbos) (Entered: 07/10/2009)
07/10/2009	<u>12</u>	***DOCUMENT MAILED <u>10</u> Order 1983, placed in U.S. Mail to Anthony Sanders (kbos) (Entered: 07/10/2009)
08/05/2009	<u>13</u>	MEMORANDUM IN OPPOSITION to defendant's answer (which has not been filed) by Anthony D Sanders. (Attachments: # <u>1</u> Exhibit)(kbos) (Entered: 08/06/2009)
09/01/2009	<u>14</u>	AFFIDAVIT Returned Executed by Anthony D Sanders. United States Dept of Justice served on 7/30/2009, answer due 9/28/2009. (kbos) (Entered: 09/01/2009)
09/28/2009	<u>15</u>	MOTION to Dismiss , <i>or in the Alternative, For</i> , MOTION for Summary Judgment (Response to Motion due by 10/16/2009) by Federal Bureau of Prisons, United States Dept of Justice. (Attachments: # <u>1</u> Exhibit #1, Sentence Monitoring Computation Data, # <u>2</u> Exhibit #2, Declaration of Roy Lathrop, # <u>3</u> Exhibit #3, Declaration of Tami Cassaro)No proposed orderMotions referred to Joseph R McCrorey.(Bowens, Barbara) (Entered: 09/28/2009)
09/29/2009	<u>16</u>	ROSEBORO ORDER directing clerk to forward summary judgment explanation to the opposing party and directing that party to respond in 34 days. Response due to <u>15</u> MOTION to Dismiss , <i>or in the Alternative, For</i> MOTION for Summary Judgment, Response to Motion due by 11/2/2009. Signed by Magistrate Judge Joseph R McCrorey on September 29, 2009. (kbos) (Entered: 09/29/2009)
09/29/2009		***DOCUMENT MAILED <u>16</u> Roseboro Order, placed in U.S. Mail to Anthony Sanders (kbos) (Entered: 09/29/2009)
10/08/2009	<u>17</u>	MOTION for Vaughn Indexing by Anthony D Sanders. (Attachments: # <u>1</u> Memo in Support, # <u>2</u> Exhibit, # <u>3</u> Envelope)Motion referred to Joseph R McCrorey.(kbos) (Entered: 10/09/2009)
10/20/2009	<u>18</u>	RESPONSE in Opposition re <u>17</u> MOTION for Vaughn Indexing Response filed by Federal Bureau of Prisons, United States Dept of Justice.Reply to Response to Motion due by 10/30/2009 (Bowens, Barbara) (Entered: 10/20/2009)
10/23/2009	<u>19</u>	RESPONSE in Opposition re <u>15</u> MOTION to Dismiss , <i>or in the Alternative, For</i> MOTION for Summary Judgment,Response filed by Anthony D Sanders. (Attachments: # <u>1</u> Exhibit) – best scan available (kbos) (Entered: 10/26/2009)
11/03/2009	<u>20</u>	REPLY to Response to Motion re <u>17</u> MOTION for Vaughn Indexing,Response filed by Anthony D Sanders. (Attachments: # <u>1</u> Envelope)(kbos) (Entered: 11/04/2009)
03/30/2010	<u>22</u>	NOTICE of Reassignment and change in the case number. (sdon,) (Entered: 03/30/2010)
04/01/2010	<u>23</u>	NOTICE OF CHANGE OF CASE NUMBER from case Number 3:09-1425-CMC-JRM to 1:09-1425-CMC-SVH. Please send all future filings to McMillan Federal Building, 401 West Evans StreetFlorence, South Carolina 29501 (kbos) (Entered: 04/01/2010)
04/01/2010	<u>24</u>	***DOCUMENT MAILED <u>23</u> Notice Change of Case Number placed in U.S. Mail to Anthony Sanders (kbos) (Entered: 04/01/2010)
08/09/2010	<u>25</u>	REPORT AND RECOMMENDATIONS recommending that Defendants' motion for summary judgment <u>15</u> be granted and this claim dismissed. Objections to RRdue by 8/26/2010. Signed by Magistrate Judge Shiva V Hodges on 8/9/2010. (Attachments: # <u>1</u> Notice)(mcot,) (Entered: 08/09/2010)
08/09/2010	<u>26</u>	***DOCUMENT MAILED: <u>25</u> REPORT AND RECOMMENDATIONS with NEF placed in U.S. Mail to Anthony D Sanders, #06132-007, FCI Edgefield, PO Box 725, Edgefield, SC 29824. (mcot,) (Entered: 08/09/2010)

08/27/2010	<u>28</u>	OBJECTION to <u>25</u> Report and Recommendations by Anthony D Sanders (Attachments: # <u>1</u> Excerpt from R# <u>2</u> Affidavit of Anthony Sanders, # <u>3</u> Judgment and Commitment/Probation Order from the District of Columbia, # <u>4</u> Remedy Appeal Paperwork, # <u>5</u> Letters to/from Mr. Sanders re: Freedom of Information/Privacy Act, # <u>6</u> Appointment Affidavit, # <u>7</u> Sentencing Data, # <u>8</u> Return Service Documents, # <u>9</u> Case Law, # <u>10</u> Memo in Opposition, # <u>11</u> Envelope). (mcot,) (Entered: 08/27/2010)
08/31/2010	<u>30</u>	ORDER RULING ON REPORT AND RECOMMENDATIONS. The Court adopts and incorporates the Report and Recommendation by reference in this Order. Defendants' motion for summary judgment <u>15</u> is granted and this matter is dismissed with prejudice. Plaintiff's motion for Vaughn Indexing <u>17</u> is denied as unnecessary due to the completeness of the description of the documents withheld provided in Lathrop's declaration. Signed by Honorable Cameron McGowan Currie on 8/31/2010. (mcot,) (Entered: 08/31/2010)
08/31/2010	<u>31</u>	SUMMARY JUDGMENT, by the Clerk. Summary Judgment is entered as to the Defendants, US Department of Justice and Federal Bureau of Prisons, and this matter is dismissed with prejudice. (mcot,) (Entered: 08/31/2010)
08/31/2010	32	***DOCUMENT MAILED: <u>31</u> Summary Judgment, <u>30</u> Order Ruling on Report and Recommendations, placed in U.S. Mail to Anthony D Sanders, #06132-007, FCI Edgefield, PO Box 725, Edgefield, SC 29824. (mcot,) (Entered: 08/31/2010)
09/10/2010	<u>33</u>	NOTICE OF APPEAL re <u>30</u> Order Ruling on Report and Recommendations, - The Docketing Statement form, Transcript Order form and CJA 24 form may be obtained from the Fourth Circuit website at www.ca4.uscourts.gov (Attachments: # <u>1</u> Envelope). (mcot,) (Entered: 09/10/2010)
09/10/2010	<u>34</u>	Transmittal Sheet for Notice of Appeal to USCA re <u>33</u> Notice of Appeal, The Clerk's Office hereby certifies the record and the docket sheet available through ECF to be the certified list in lieu of the record and/or the certified copy of the docket entries. (mcot,) (Entered: 09/10/2010)
09/10/2010	35	***DOCUMENTS MAILED: <u>34</u> Transmittal Sheet for Notice of Appeal to USCA, <u>33</u> Notice of Appeal, placed in U.S. Mail to Anthony D Sanders, #06132-007, FCI Edgefield, PO Box 725, Edgefield, SC 29824. (mcot,) (Entered: 09/10/2010)
09/10/2010		ASSEMBLED INITIAL ELECTRONIC RECORD TRANSMITTED TO FOURTH CIRCUIT COURT OF APPEALS re <u>33</u> Notice of Appeal, Electronic record successfully transmitted. (mcot,) (Entered: 09/10/2010)
09/27/2010	<u>37</u>	USCA INSTALLMENT PAYMENT ORDER directing monthly payments to be made from Prison Account of Appellant. (mcot,) (Entered: 09/28/2010)
01/20/2011	<u>38</u>	Unpublished USCA OPINION affirming district court, for <u>33</u> Notice of Appeal, filed by Anthony D Sanders. (kbos) (Entered: 01/20/2011)
03/14/2011	<u>39</u>	USCA MANDATE and JUDGMENT as to <u>33</u> Notice of Appeal, filed by Anthony D Sanders (Attachments: # <u>1</u> Judgment)(kbos) (Entered: 03/14/2011)
03/16/2011		Filing fee: \$ 350.00, receipt number SCX300038084 USDC PLRA filing fee paid in full. Last installment of \$ 17.01 received on 2/14/11 (kbac,) (Entered: 03/16/2011)